PATENT MAN 23 2001

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECH CENTER 1600 ROLL

In re:

Gray, et al

Attorney's Docket No. 5718-4A

Appl. No.:

09/327,230

Group Art Unit:

1638

Filed:

6/7/99

Examiner:

Nelson, A.

For:

METHODS AND COMPOSITONS FOR CONROLLING CELL DEATH AND DISEASE

**RESISTANCE IN PLANTS** 

January 11, 2001

**Assistant Commissioner for Patents** Washington, DC 20231

Sir:

Transmitted herewith is an AMENDMENT in the above-identified patent application.

Applicant claims small entity status. See 37 C.F.R. § 1.27.

No additional fee is required.

The fee has been calculated as shown below:

(COL. 1)  CLAIMS REMAINING AFTER AMENDMENT		(COL. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(COL. 3) PRESENT EXTRA	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
				RATE	ADDIT. FEE	<u>OR</u> RATE	ADDIT. FEE
TOTAL	* 35	** 30	= 5	X9=	\$	X18=	\$ 90
INDEP	* 4	*** 3	= 1	X40=	\$	X80=	\$ 80
•	PRESENTA CLAIM	ATION OF MULTIPLE		+135=	\$	+270=	\$
		,		TO ADD I	TAL EE\$	OR TOTAL	\$ 170.00

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

In re: Gray, et al Appl. No.: 09/327,230 Filed: 6/7/99 Atty. Dock. No. <u>5718-4A</u> Page 2 TECH CENTER 1600/2900 Please charge my Deposit Account No. 16-0605 in the amount of \$  $\boxtimes$ A check in the amount \$170 to cover the additional fee is enclosed.  $\boxtimes$ The Commissioner is hereby authorized to charge any deficiency in payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0605.  $\boxtimes$ Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims. Any patent application processing fees under 37 C.F.R. § 1.17. Respectfully submitted, W. Murray Spruill Registration No. 32,943 Attorney/Agent of Record **ALSTON & BIRD LLP** Post Office Drawer 34009 Charlotte, NC 28234-4009 Tel Raleigh Office (919) 420-2200 Fax Raleigh Office (919) 420-2260

CERTIFICATION OF FACSIMILE TRANSMISSION	CERTIFICATE OF MAILING
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office at Fax No. on the date shown below.	I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class m in an envelope addressed to: Assistant Commissioner For Patents, Washington, DC 20231, on January 11, 2001.
(Type or print name of person signing certification.)	Pamela Lockley
Signature Date	